
STATUTORY INSTRUMENTS

2011 No. 694

**The Flood and Water Management Act 2010 (Commencement
No. 3 and Transitional Provisions) Order 2011**

Transitional provisions

5.—(1) Despite the repeal of section 133 of the Water Resources Act 1991 by paragraph 44 of Schedule 2 to the 2010 Act, the provisions of that section continue to have effect so far as they authorise the Environment Agency to issue a levy for the purpose of its flood defence functions under regulations made under section 74 of the Local Government Finance Act 1988(1) for the financial year beginning with 1st April 2011.

(2) Despite the repeal of Schedule 5 to the Environment Act 1995 (“the 1995 Act”) by paragraph 53 of Schedule 2 to the 2010 Act, the following continue to have effect—

- (a) any payment, or arrangement for payment, under paragraph 10 of Schedule 5 to the 1995 Act of a pension by the Agency to a person who has been or, on 31st March 2011, is the chairman of a regional flood defence committee; and
- (b) any requirement under that paragraph for the Agency to pay compensation to a person who has ceased to be the chairman of a regional flood defence committee.

(3) The amendments made by paragraphs 1 and 2 of Schedule 5 to the 2010 Act do not apply in relation to any scheme made under paragraph 2(1) of Schedule 2 to the Water Industry Act 1991 before 1st April 2011.